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ORIGINAL
The Great Atlantic & Pacific Tea Company, Inc.
Executive Offices
470 Chestnut Ridge Road, Woodcliff Lake, New Jersey 07677
201.573.9700
Fax: 201.571.4879

Dina S. Willner, Esq.
Senior Director of Real Estate Law
201.571.4871
willnerd@aptea.com

August 13, 2001

Ms. Carlyn Winter Prisk (3HS11)
U.S. Environmental Protection Agency, Region III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

Re: **REQUEST FOR INFORMATION
LOWER DARBY CREEK AREA SUPERFUND SITE
CLEARVIEW LANDFILL, FOLCROFT LANDFILL
AND FILCROFT LANDFILL ANNEX
PHILADELPHIA, PENNSYLVANIA**

Dear Ms. Prisk:

On July 23, 2001, The Great Atlantic & Pacific Tea Company, Inc. (A&P) received the July 17, 2001 correspondence from Larry S. Miller requesting information pursuant to Section 104(e) of the *Comprehensive Environmental Response Compensation and Liability Act of 1980* (CERCLA) with respect to the above-referenced Superfund site investigation. As I have explained to both you and Brian Nishitani, at this time, A&P is unaware of any wastes which may have been transported to or disposed at the above-referenced landfill facilities, however, an internal investigation of our files is being conducted to determine if any such records exist.

In order to fully process your request and respond more efficiently, A&P requests that the United States Environmental Protection Agency (USEPA) furnish copies of any and all documents the Agency possesses which may indicate that wastes from A&P-owned or operated facilities were shipped to the above-referenced landfill locations. Specifically, A&P requests copies of any and all Potentially Responsible Party (PRP) investigations; waste manifests, bills of lading and/or transportation trip tickets; waste flow and/or waste-in reports; and/or other documentation in the Agency's possession which may assist in A&P in understanding how A&P has become a suspected or potential PRP with respect to the above-referenced landfill sites.

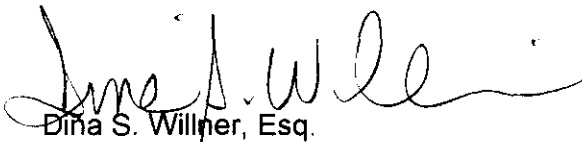
To confirm my conversations with Brian, A&P has requested an extension of time in which to compile the information necessary to answer USEPA's questions. Because A&P owns or owned and/or operated a significant number of supermarket and distribution facilities in the Philadelphia area during the periods in question, A&P will require some time to review

Original
(Recd)

historical files in order to provide comprehensive responses to the questions posed by USEPA. Again, in accordance of my discussions with Brian, I understand that an extension has been granted so long as A&P keeps EPA informed of its progress. In furtherance thereof I am enclosing an initial response on the understanding that it will be supplemented as information is obtained and/or discovered.

Should there be any questions, please feel free to contact the undersigned.

Sincerely,



Dina S. Willner, Esq.

DSW/aa

Via Certified Mail RRR 7099 34010 0010 3619 1083

cc: William Constantini, Esq.
Richard J. Scola, Esq.
Brian Nishitani, Esq., USEPA-ORC, Region III
Paul R. Bonvicino, Jr., AIA, A&P

6/16/01
1/18/01

RESPONSE TO REQUIRED SUBMISSION OF INFORMATION

LOWER DARBY CREEK AREA SUPERFUND SITE

CLEARVIEW LANDFILL

FOLCROFT LANDFILL

and

FOLCROFT LANDFILL ANNEX

6/13/01
(Rag)

1. The Great Atlantic & Pacific Tea Company, Inc., 2 Paragon Drive, Montvale, New Jersey 07645. 201.571.1900
 - a. The Great Atlantic & Pacific Tea Company, Inc., was and is incorporated in the State of Maryland. It was incorporated on May 29, 1925 and its name was changed to The Great Atlantic & Pacific Tea Company, Inc. on July 30, 1958.
 - b. On May 29, 1925 The Great Atlantic & Pacific Tea Company, Inc. was originally incorporated in the State of Maryland.
 - c. The Great Atlantic & Pacific Tea Company, Inc. is the parent company. In my discussion with Brian Nishitani, he indicated that a disclosure of the subsidiaries most likely to have been in the area was sufficient. As of now these subsidiaries have been identified as: Super Fresh Food Markets, Inc. (Delaware); Supermarket Distribution Service – Florence, Inc. (New Jersey); Supermarket Service Corp., (Pennsylvania) a/k/a Super Sumarsaver, Inc., (New Jersey); Super Market Service Corp. (Pennsylvania)
2. The nature of the business or activity conducted at our establishments has not changed. Although A & P was and is a supermarket operator, however, the supermarket industry has changed and A & P has changed its operations to reflect same. In 1958, stores were significantly smaller thereby producing less waste. In 1976, the standard store had begun to move toward larger sizes but again the A & P stores, many of which were older stores, remained smaller than today's stores which tend to run in the area of 45,000 to 65,000 square feet.
3. The corporate records do not have information on personal from 1958 and 1976 who have or may have had personal knowledge of waste disposal practices. Please note that since 1986 the disposal is handled by an independent contractor named Refuse Environmental Systems, Inc.
4. Initial information indicates that the owner/operator of the stores in the area were The Great Atlantic & Pacific Tea Company, Inc. or one of the subsidiaries disclosed in answer 1 c.
5. No documents have been maintained concerning the disposal of waste between 1958 and 1976.

6. No documents have been maintained concerning disposal of waste between 1958 and 1976. Notwithstanding the foregoing, it is believed that no hazardous materials were used, generated, purchased, stored, or otherwise handled, except for diminimus amounts as are commonly used in the supermarket business and related warehousing.
7. See answer to six above.
8. Further investigation is being done concerning this, however, no records have been maintained from 1958 to 1976
9. No records have been maintained from 1958 to 1976.
10. Further investigation is ongoing.
11. Further investigation is ongoing.
12. No documentation was maintained concerning same between 1958 and 1976.
13. Further investigation is ongoing.
14. Further investigation is ongoing.
15.
 - a. Dina S. Willner, Esq., Senior Director of Real Estate Law, 470 Chestnut Ridge Road, Woodcliff Lake, NJ 201.571.4871
 - b. Dina S. Willner, Esq., Senior Director of Real Estate Law, 470 Chestnut Ridge Road, Woodcliff Lake, NJ 201.571.4871.
16.
 - a. Document retention policy does not require maintenance of these records
 - b. There is no record as to how these records were disposed of, nor any record of the approximate date of destruction.
 - c. There is no indication as to the exact type of information that would have been contained in the documents.
 - d. There is no information available to address this.

The Great Atlantic & Pacific Tea Company, Inc.
470 Chestnut Ridge Road, Woodcliff Lake, New Jersey 07677



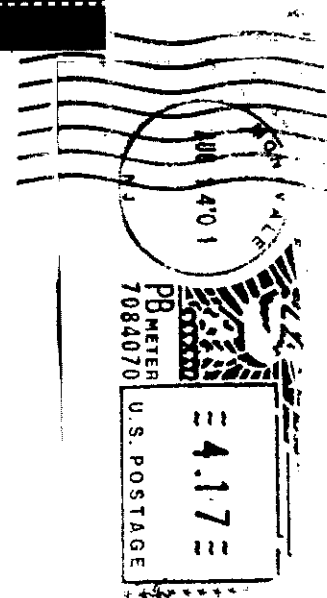
AUG 17 2001

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